

Court of Appeals, State of Michigan

ORDER

Joann Kusmierz v Joyce Schmitt

Docket No. 276697

LC No. 01-003467-CZ

Patrick M. Meter
Presiding Judge

William C. Whitbeck, CJ

Donald S. Owens
Judges

In lieu of granting defendants' application for leave to appeal, pursuant to MCR 7.205(D)(2) the Court orders that the portion of the circuit court's order for payment of restitution that denies defendants' request for interest is VACATED. The matter is REMANDED for entry of an award of interest from the date of collection at the rate of five percent per annum in addition to the amount of restitution already awarded. MCL 600.1475; MCL 438.31. We do not retain jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

NOV 16 2007

Date

Sandra Schultz Mengel
Chief Clerk